IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.609 OF 2003

Sarjerao Nagoji Lahane. ..Appellant.

V/s.

State of Maharashtra. ..Respondent.

Mr. Arfan Sait, appointed advocate.

Mr.Y.S.Shinde, APP for Respondent-State.

CORAM: A.M.KHANWILKAR,J

DATE : OCTOBER 12, 2006.

P.C. :

1. For the reasons separately recorded in the Judgment pronounced in open court today, following operative order is passed.

. Accordingly, this appeal partly succeeds on the following terms.

(i) Impugned Judgment and Order is modified by holding that the appellant is convicted for the offence punishable under section 366 of I.P.Code and sentenced to suffer R.I. for seven years and to pay fine in the sum of Rs.10,000/- i.d. to suffer S.I. for a period of ten

months.

(ii) The appellant is also convicted for the offence punishable under section 354 of I.P.Code and sentenced to suffer R.I. for two years and to pay fine of Rs.1,000/- i.d. to suffer S.I. for one month.

(iii) Sentences for both the offences shall run concurrently.

(iv) The amount of fine if deposited by the appellant shall be made over to Pooja, daughter of Janardhan Lagas forthwith.

(v) Muddemal be disposed of in accordance with law.

. All concerned to act on the copy of the operative order passed by this court to be issued duly authenticated by the office.